Scott. II-27—40,000—27-10-38.

FOOD (1948) Department.

MS SERIES.

G.O. No. 569

Dated 26-6-'48

[Despatch Abstract.]

Civil Supplies - Paddy and rice - Intensive procurement - Surplus districts and deficit district - Continuance during Fasli 1358 - Orders issued.

GOVERNMENT OF MADRAS.
Abstract.

Civil Supplies - Paddy and Rice - Intensive Procurement Surplus Districts and Nilgiris District - Continuance during fasli 1358 - Orders Issued.

FOOD DEPARTMENT

G.O. Ms. No. 569. Dated the 26th June 1948.

Read:-

G.O. Ms. No. 340, Food, dated 26.3.1947.
From the Board of Revenue (Civil Supplies), Ref. Nos. 70180/U.II/48 dated 29.5.1948 and 21.6.1948.

Order:-

The appended notification will be published in English in the Fort St. George Gazette and in English and in the Chief Languages of the District in the District Gazettes of East Godavari, West Godavari, Guntur, Kistna, Nellore, Tanjore and the Nilgiris districts.

2. The Superintendent, Government Press is requested to supply six copies of the Notification to the Senior Translator to the Government for translating them into the Chief languages of the districts concerned. The Senior Translator is requested to furnish translations of the Notification to the Superintendent, Government at an early date.

(By Order of His Excellency the Governor).

M.A. Kuttalalingam Pillai,
Secretary to Government.

To

The Superintendent, Government Press for publication of the Notification in the Fort St. George Gazette, dated 29.6.1948. He is requested to furnish 30 Gazette copies of notification printed on one side of the paper.
The Senior Translator to Government.
The Board of Revenue (Civil Supplies).
The Board of Revenue (Land Revenue) and Irrigation.
The Collector of East Godavari, West Godavari, Guntur, Kistna, Nellore, Tanjore and Nilgiris.
The Inspector-General of Police.
The Deputy Inspector-General of Police, Railways and C.I.D., Madras.
~~The Deputy Inspector-General of Police.~~
The Government of India, Ministry of Food, New Delhi. 3 Copies.
All Provincial Governments of Indian Dominion.
The Regional Food Commissioner, Madras.
The Legal Department.
Copy to Revenue, Finance, Home and Public Departments.
Copy to the Director of Information and Publicity.
Copy to the Private Secretary to Hon'ble Premier.

APPENDIX.

NOTIFICATION.

In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (Central Act XXIV of 1946), read with the Notification of the Government of India, Department of Food, No. PY.603(2)-1 dated the 21st October 1946, and section 17(2) of the said Act and with the concurrence of the Government of India, His Excellency the Governor of Madras hereby makes the following Order in supersession of the Order published with Food Department Notification dated the 26th March 1947, at pages 1 and 2 of Part II of the extraordinary issue of the Fort St. George Gazette, dated the 27th March 1947, as subsequently amended.

ORDER.

1. This Order shall come into force on the 1st July 1948 in the areas specified in the Schedule to this Order.

2. In this Order, 'foodgrains' means paddy (rice in the husk) and rice (Paddy husked).

3. (1) Every person who, whether as holder, occupier, tenant sub-tenant or lessee or in any other capacity, cultivates any land situated in the areas specified in the Schedule to this Order with foodgrains during Fasli 1358 or who receives any portion of such foodgrains from those lands as rent or interest or repayment of loan in kind or otherwise, shall sell the surplus of such foodgrains as determined by the District Collector or any officer authorised by him in this behalf to be available with such person after each harvest, to the District Collector or an agent appointed and notified by him in this behalf in the District Gazette and to no one else.

Provided that in the Tanjore District, sales of such foodgrains by any such person to bonafide consumers in the district shall be deemed to be sales to agents appointed and notified by the District Collector.

(2) In determining the surplus the District Collector or other officer aforesaid shall take into account the quantity of foodgrains required by such person:-

(a) for consumption by himself and his household;

(b) for payment of rent, or interest in kind or for the repayment of loans in kind, where they are due in kind;

(c) for payment to his tenant by way of advance for agricultural expenses, where it is usual to make such advances;

(d) as seeds for cultivation and wages to labourers employed by him; and

(e) for payment to a village artisan or other person entitled to receive it as a customary remuneration for services.

Any determination of the surplus made under this clause, may from time to time be altered and the surplus redetermined either by the officer who determined it in the first instance or by any higher authority.

4. If it appears necessary for maintaining supplies of foodgrains, the District Collector or any other officer authorized by him

in this behalf may by an order in writing direct, even before the determination of the surplus, the sale of a specified quantity of foodgrains to the Provincial Government or to such persons or class of persons, at such prices or in such circumstances as may be specified in the Order.

5. Delivery to the District Collector or his agent of the foodgrains sold under this Order shall be made either in the village in which they were cultivated or at the godowns of the agent on or before the dates that may be notified by the District Collector in this behalf in the District Gazette from time to time. The prices to be paid for the delivery of the foodgrains so made shall be in accordance with the Pricesfixed by the Provincial Government;

Provided that in cases where landlords or merchants receive their rent or interest in kind, the foodgrains may also be delivered at the usual places of storage within the revenue division to which it has been transported.

6. Save as provided by any law for the time being in force, no person other than the District Collector or an agent authorized by him in this behalf shall purchase any quantity of foodgrains from any person referred to in clause 3.

Provided that bonafide consumers in the Tanjore district may purchase their actual requirements for consumption from the persons referred to in clause 3.

7. In the areas specified in the Schedule to this Order, the District Collector or any officer authorized by him in this behalf may by notification in the District Gazette, call for a declaration of stocks of foodgrains from all persons whenever he considers it necessary to do so.

8. Any revenue officer not below the rank of Revenue Inspector or Firka Supply Officer, or any Police Officer of the Anti-corruption and Anti-Blackmarketing staff not below the rank of Sub Inspector in the areas specified in the Schedule to this order or any Rationing Officer not below the rank of the Assistant Rationing Officer, in the Nilgiris district may within his jurisdiction, inspect at all reasonable times stocks of foodgrains and for that purpose enter any premises or stop any vehicle or vehicles and search the same and seize stocks of foodgrains in respect of which he has reason to believe that any of the provisions of this order has been contravened;

Provided that in exercising the power of entry, due regard shall be paid by such officer to the social and religious customs of occupants of the premises;

Provided further that if any such premises be found locked up and unoccupied or unattended by or on behalf of the owner or occupier, the same may in the presence of two independent witnesses, be broken open and enter upon for any or all of the above purposes.

9. If the quantity of foodgrains specified in the order issued under clause 4 is not sold in accordance with the said order, or if the surplus as determined or redetermined under clause 3 is not delivered on or before the date of notified under clause 5, then, without prejudice to any punishment to which the person concerned may be liable, any revenue officer not below the rank of Revenue Inspector or Firka Supply Officer or in the Nilgiris district, any Rationing Officer not below the rank of Assistant Rationing Officer within whose jurisdiction the said quantity of surplus foodgrains is stocked may seize such stocks and deliver them to the agent authorized by the District Collector in this behalf and direct the said agent to pay the person from whom stocks were seized the value thereof at prices less than those fixed under clause 5.

10. If any person contravenes any of the provisions of this

Order, then, without prejudice to any other punishment to which he may be liable any Court trying such contravention shall direct that any stock of such foodgrains together with the packages and coverings thereof, in respect of which theCourt is satisfied that such provision has been contravened, shall be forfeited to the Provincial Government unless for reasons to be recorded in writing, the court is of opinion that such direction should not be made in respect of the whole or any part of such stock.

11. All proceedings commenced or deemed to have been commenced and all action taken or deemed to have been taken under the Order hereby superseded shall be deemed to have been commenced or taken under the corresponding provision, if any, of this Order, and shall, so far as may be, be continued, accordingly.

SCHEDULE.

District.	Area to which the order applies (Taluks).
1. West Godavari.	Ellore, Tanuku, Tadepalligudem, Bhimavaram and Narasapur.
2. East Godavari.	Cocanada, Amalapuram, Razole and Ramachandrapuram.
3. Krishna.	Gudivada, Bandar, Kaikalur, Divi, Vijayawada and Gannavaram.
4. Nellore.	Nellore and Kovvur.
5. Guntur.	Tenali, Repalli and Bapatla.
6. Tanjore.	All taluks.
7. The Nilgiris.	All taluks.

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/True copy/

R. Thiagarajan
Office Assistant,
Madras Record Office.
15/12/53 & 15/12

xk.y.s.